

Attorney Docket No. 58644 (48933)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: MERRIL, C. R.
GHANBARI, H
Examiner: A. PRYOR

Serial No. 09/835,537 Group: 1616

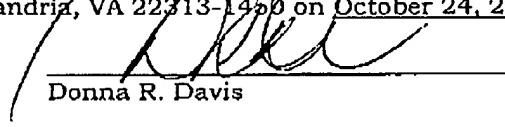
Filed: April 16, 2001

For: METHODS OF TREATING PRION DISEASE IN MAMMALS

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the U.S. Patent and Trademark Office to the attention of Examiner: A. Pryor, Group Art Unit: 1616, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 24, 2003.

By:


Donna R. Davis

Fax No.: 703-746-4996

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

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RESPONSE TO RESTRICTION REQUIREMENT

In the Office Action dated July 24, 2003, Applicants are required to elect one of the species of allrged unrelated diseases referred to as prion diseases.

Applicants hereby elect the Species, Scrapie for further examination in the present application. Claims 9-11 read on this Species. Applicants reserve the right to pursue the invention of all other Species, if necessary, in a divisional(s) application, if no generic claim is allowed.

The Examiner states that no claims are generic. Applicants disagree.
Applicants submit that claim 1 reads on all species. All species have a common

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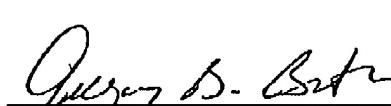
U.S.S.N.: 09/835,537
Merril, et al.

feature relating to the consequent aggregation of prion proteins upon the conversion of PrP^C into PrP^{Sc}.

An early examination and notice of allowance are earnestly solicited.

Respectfully submitted,

Date: October 24, 2003



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